

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Airport Authorities Act is amended by
5 changing Section 3.1 as follows:

6 (70 ILCS 5/3.1) (from Ch. 15 1/2, par. 68.3a)

7 Sec. 3.1. Boards of commissioners - Appointment. The Boards
8 of Commissioners of Authorities shall be appointed as follows:

9 (1) In case there are one or more municipalities having a
10 population of 5,000 or more within the Authority, the
11 commissioners shall be appointed as follows:

12 (a) Where there is only one such municipality, 3
13 commissioners shall be appointed from such municipality,
14 and 2 commissioners shall be appointed at large.

15 (b) Where there are 2 or more such municipalities, one
16 commissioner shall be appointed from each municipality
17 with a population between 5,000 and 45,000, 2 commissioners
18 shall be appointed from each municipality with a population
19 of more than 45,000, ~~such municipality~~ and 3 commissioners
20 shall be appointed at large; except that when the physical
21 facilities of the airport of the Authority are located
22 wholly within a single county with a population between
23 600,000 and 3,000,000 there shall be one commissioner

1 appointed from each municipality within the corporate
2 limits of the Authority having 5,000 or more population and
3 5 commissioners appointed at large. If the Authority is
4 located wholly within the corporate limits of such
5 municipalities, 2 commissioners shall be appointed from
6 the one of such municipalities having the largest
7 population, and one commissioner shall be appointed from
8 each of the other such municipalities, and 2 commissioners
9 shall be appointed at large.

10 (c) Commissioners representing the area within an
11 Authority located outside of any municipality having 5,000
12 or more population and commissioners appointed at large
13 when the authority is wholly contained within a single
14 county shall be appointed by the presiding officer of the
15 county board with the advice and consent of the county
16 board, and when the physical facilities of the airport of
17 the Authority are located wholly within a single county
18 with a population between 600,000 and 3,000,000 the
19 commissioners appointed at large shall be appointed by the
20 chairman of the county board of such county, and any
21 commissioner representing the area within any such
22 municipality shall be appointed by its mayor or the
23 presiding officer of its governing body. If however the
24 district is located in more than one county other than a
25 county with a population between 600,000 and 3,000,000, the
26 members of the General Assembly whose legislative

1 districts encompass any portion of the Authority shall
2 appoint the commissioners representing the area within an
3 Authority located outside of any municipality having 5,000
4 or more population and commissioners at large but any
5 commissioner representing the area within any such
6 municipality shall be appointed by its mayor or the
7 presiding officer of its governing body.

8 (d) A commissioner representing the area within any
9 such municipality shall reside within its corporate
10 limits. A commissioner appointed at large may reside either
11 within or without any such municipality but must reside
12 within the territory of the authority. Should any
13 commissioner cease to reside within that part of the
14 territory he represents, or should the territory in which
15 he resides cease to be a part of the authority, then his
16 office shall be deemed vacated, and shall be filled by
17 appointment for the remainder of the term as hereinafter
18 provided.

19 (2) In case there are no municipalities having a population
20 of 5,000 or more within such authority located wholly within a
21 single county, such order shall so find, and in such case the
22 Board shall consist of 5 commissioners who shall be appointed
23 at large by the presiding officer of the county board with the
24 advice and consent of the county board. If however the district
25 is located in more than one county, the members of the General
26 Assembly whose legislative districts encompass any portion of

1 the Authority shall appoint the commissioners at large.

2 (3) Should a municipality which is wholly within an
3 authority attain, or should such a municipality be established,
4 having a population of 5,000 or more after the entry of said
5 order by the circuit court, the presiding officer of such
6 municipality may petition the circuit court for an order
7 finding and determining the population of such municipality
8 and, if it is found and determined upon the hearing of said
9 petition that the population of such municipality is 5,000 or
10 more, the board of commissioners of such authority as
11 previously established shall be increased by one commissioner
12 who shall reside within the corporate limits of such
13 municipality and shall be appointed by its presiding officer.
14 The initial commissioner so appointed shall serve for a term of
15 1, 2, 3, 4 or 5 years, as may be determined by lot, and his
16 successors shall be similarly appointed and shall serve for
17 terms of 5 years. All provisions of this section applicable to
18 commissioners representing municipal areas shall apply to any
19 such commissioner. Each such commissioner shall reside within
20 the authority and shall continue to reside therein.

21 (4) Notwithstanding any other provision of this Section,
22 the Board of Commissioners of a Metropolitan Airport Authority
23 shall consist of 9 commissioners.

24 Seven commissioners shall be residents of the county with a
25 population between 600,000 and 3,000,000 within which the
26 Metropolitan Airport Authority was established. These

1 commissioners shall be appointed by the county board chairman
2 of the county with a population between 600,000 and 3,000,000
3 within which the Metropolitan Airport Authority was
4 established, with the advice and consent of the county board of
5 that county.

6 Two commissioners shall be residents of the territory of
7 the Authority located outside the county with a population
8 between 600,000 and 3,000,000. These commissioners shall be
9 appointed jointly by the mayors of the municipalities having a
10 population over 5,000 that are located outside the county with
11 a population between 600,000 and 3,000,000, with the advice and
12 consent of the governing bodies of those municipalities.

13 The transition from the pre-existing composition of the
14 Metropolitan Airport Authority Board of Commissioners to the
15 composition specified in this amendatory Act of 1991 shall be
16 accomplished as follows:

17 (A) The appointee who was required to be a resident of
18 the area outside of the county with a population between
19 600,000 and 3,000,000 may serve until his or her term
20 expires. The replacement shall be one of the 2 appointees
21 who shall be residents of the territory of the Authority
22 located outside the county with a population between
23 600,000 and 3,000,000.

24 (B) The other 8 commissioners may serve until their
25 terms expire. Upon the occurrence of the second vacancy
26 among these 8 commissioners after the effective date of

1 this amendatory Act of 1991, the replacement shall be the
2 second of the 2 appointees who shall be residents of the
3 territory of the Authority located outside of the county
4 with a population between 600,000 and 3,000,000. Upon the
5 expiration of the terms of the other 7 commissioners, the
6 replacements shall be residents of the county with a
7 population between 600,000 and 3,000,000.

8 (C) All commissioners appointed after the effective
9 date of this amendatory Act of 1991, and their successors,
10 shall be appointed in the manner set forth in this
11 amendatory Act of 1991.

12 (Source: P.A. 94-466, eff. 1-1-06.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.